

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

10 REYNALDO AQUINO, )  
11 Petitioner, )  
12 vs. )  
13 DWIGHT NEVEN, *et al.*, )  
14 Respondents. )  
/

16 This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254,  
17 by a Nevada state prisoner. Neither a filing fee nor an application to proceed *in forma pauperis* was  
18 submitted with the petition. Petitioner must either submit the \$5.00 filing fee for habeas petitions or  
19 an application to proceed *in forma pauperis*.

20           **IT THEREFORE IS ORDERED** that this action is **DISMISSED** without prejudice to the  
21 filing of a new petition in a new action.

22       **IT FURTHER IS ORDERED** that the clerk of the court shall send petitioner two copies of  
23 an *in forma pauperis* application form for a prisoner, one copy of the instructions for the same, two  
24 copies of a blank 28 U.S.C. § 2254 habeas petition form, and one copy of instructions for the same.

25           **IT IS FURTHER ORDERED** that petitioner may file a new petition in a new action, but he  
26 may not file further documents in this action.

1 **IT IS FURTHER ORDERED** that all pending motions are denied as moot.

2 **IT IS FURTHER ORDERED** that the clerk of the court shall enter judgment accordingly.

3 Dated this 9th day of September, 2011.

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6 UNITED STATES DISTRICT JUDGE

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